

RCE
8/27/05

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/014,750
	Filing Date	October 25, 2001
	First Named Inventor	Jenny Louie-Helm
	Art Unit	1615
	Examiner Name	Blessing M. Fubara
	Attorney Docket Number	3100-0003

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☒ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 18-0580.

i. ☒ RCE fee of \$790/395 required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (3 mo.) (37 CFR 1.136 and 1.17)

iii. ☒ Charge any deficiencies of fees or credit any overpayments to Deposit Account 18-0580.

b. ☒ Check in the amount of \$ 1160 enclosed

i. ☐ RCE fee of \$790/395 as required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED			
Name (Print/Type)	Karen Canaan	Registration No. (Attorney/Agent)	42,382
Signature		Date	July 11, 2005

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Name (Print/Type)	Yesenia Cuevas	Date	July 11, 2005
Signature		Date	July 11, 2005

07/18/2005 WABDELRI 00000027 10014750

01 FC:2801 395.00 OP

07/18/2005 WABDELRI 00000027 10014750

02 FC:2253 510.00 OP

07/18/2005 WABDELRI 00000027 10014750 75.00 OP
03 FC:2202 180.00 OP
04 FC:2203



FEE TRANSMITTAL for FY 2005

Effective 10/01/03. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$1160

Complete if Known

Application Number 10/014,750
Filing Date October 25, 2001
First Named Inventor Jenny Louie-Helm
Examiner Name Blessing M. Fubara
Group Art Unit 1615
Attorney Docket No. 3100-0003

METHOD OF PAYMENT (check all that apply)

- ☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
- ☐ Deposit Account:
Deposit Account No. 18-0580
Deposit Account Name Reed IP Law Group
- The Commissioner is authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☒ Charge any underpayment or credit any overpayments
- ☐ Charge any additional fee(s) during the pendency of this application
- ☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING, SEARCH AND EXAMINATION FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee (filed on or before 12/8/04)	
1011	300	2011	150	Utility filing fee (filed after 12/8/04)	
1111	500	2111	250	Search Fee	
1311	200	2311	100	Examination Fee	
1081	250	2081	125	For each additional 50 sheets exceeding 100	
SUBTOTAL (1)					\$0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
52	- 49** = 3	75	75
Independent Claims 4	- 4** = 0	0	0
Multiple Dependent		180	180

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	50	2202	25	Claim in excess of 20	
1201	200	2201	100	Independent claims in excess of 3	
1203	360	2203	180	Multiple dependent claim, if not paid	
1204	200	2204	100	** Reissue independent claims over original patent	
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					\$255

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

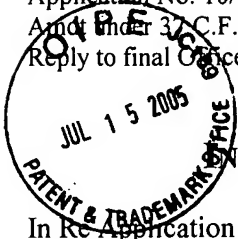
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	510
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1,500	2453	750	Petition to revive - unintentional	
1501	1,400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1503	1,100	2503	550	Plant issue fee	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	395
1802	900	1802	900	Request for expedited examination of a design application	
1814	130	2814	65.00	Statutory Disclaimer	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					\$905

SUBMITTED BY

Name (Print/Type) Karen Caraan Registration No. (Attorney/Agent) 42,382 Telephone (650) 251-7700
Signature *Karen Caraan* Date July 11, 2005

Application No. 10/014,750
Amendment under 37 C.F.R. §§ 1.111 and 1.114 dated July 11, 2005
Reply to final Office action dated January 27, 2005

Atty Dkt No. 3100-0003
Client No. IR-13



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jenny Louie-Helm et al.

Confirmation No.: 1055

Serial No.: 10/014,750

Group Art Unit: 1615

Filing Date: October 25, 2001

Examiner: Blessing M. Fubara

Title: FORMULATION OF AN ERODIBLE, GASTRIC RETENTIVE ORAL DOSAGE FORM
USING IN VITRO DISINTEGRATION TEST DATA

**AMENDMENT UNDER 37 C.F.R. § 1.111
FILED PURSUANT TO 37 C.F.R. § 1.114**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the final Office Action for this matter, which bears a mailing date of January 27, 2005, please reconsider the application in light of the amendments and remarks set forth in this paper. Accompanying this response is a Request for Continued Examination ("RCE"), the fee for the RCE, and the fee for a three-month extension of time.

LISTING OF THE CLAIMS:

The amendments to the claims are reflected in the listing of the claims set forth on pages 2 to 8 of this paper.

REMARKS:

Applicants' arguments in support of this application are presented in the remarks set forth on pages 9 to 12 of this paper.

ATTACHMENTS:

Two Declarations under 37 C.F.R. § 1.131 are attached to the end of this paper.

07/18/2005 WABDELRL1 00000027 10014750

02 FC:2253

510.00 DP